

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : ALCIDI  
Serial No. : 10/551,409  
Confirm. No. : 4484  
Filed : September 29, 2005  
For : APPARATUS FOR NON-DESTRUCTIVE  
Art Unit : 3739  
Examiner : John R. DiCicco  
Dated : October 6, 2008

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION UNDER 37 CFR 1.136 (a)**

Sir:

The Office Action dated June 13, 2008 provided for a shortened statutory period for response of three months.

The shortened statutory period expired September 13, 2008.

Since the attached response is being filed within the first month pursuant to 37 CFR 1.136(a) Applicant respectfully requests the Examiner to charge the appropriate petition fee of \$65.00 (fee code 2251).

Respectfully submitted  
for Applicant(s),



By: \_\_\_\_\_  
John James McGlew  
Reg. No.: 31,903  
For: MCGLEW AND TUTTLE, P.C.

JJM/BMD:tf

DATED:       October 6, 2008  
              SCARBOROUGH STATION  
              SCARBOROUGH, NEW YORK 10510-9227  
              (914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND  
TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO  
OUR DEPOSIT ACCOUNT 13-0410.